

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT
AMARILLO DIVISION**

TERRY MORA, et al, individuals,

Plaintiffs,

VS.

**ALLSUP'S CONVENIENCE STORES, INC., a New Mexico Corporation,
LONNIE D. ALLSUP, an individual and
BARBARA J. ALLSUP, an individual,**

Defendants.

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CASE NO. 2-08CV-100-J

JOINT MOTION TO DISMISS WITH PREJUDICE

COME NOW the Parties, pursuant to Rule 41(a)(1) of the Federal Rules of Civil Procedure, and request that the Court dismiss the above-styled and numbered action with prejudice. In support of this motion, the Parties stipulate that the dismissal is appropriate based upon a mutually agreed settlement.

WHEREFORE, PREMISES CONSIDERED, the Parties jointly request that this case be dismissed with prejudice, with costs of court to be borne by the party incurring same.

Respectfully submitted,

/s/ Philip R. Russ

Philip R. Russ

State Bar No. 17406000

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LONNIE D. ALLSUP AND BARBARA J. ALLSUP

CERTIFICATE OF SERVICE

I hereby certify that on this 21st day of April, 2011, I electronically submitted the foregoing document with the clerk of the court for the U.S. District Court, Northern District of Texas, using the electronic case files system of the court. The electronic case files system sent a "Notice of Electronic Filing" to the following CM/ECF participants:

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